

10/15/03
04772 U.S. PTO

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Attorney Docket No. 10739.51.33.2

CONTINUING APPLICATION TRANSMITTAL

22154 U.S. PTO
10/686007

101503

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a

☒ Continuation ☐ Divisional

application, under 37 C.F.R. § 1.53(b), of pending prior Application No. 10/612,279, filed July 1, 2003 for: MOTORCYCLE REAR FRAME MOUNTING SYSTEM by: Kathy Bauer, Gary Gray, Jeff Wolf, Jason Hoeve. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

Enclosed are:

- ☒ Specification and Abstract 20 pages
 ☒ Copy of Prior Specification
 or
 ☐ Substitute Specification including no new matter
☒ Drawings - 7 sheets (Figs. 1-7)
☐ Combined Declaration and Power of Attorney
 ☐ Newly executed
 or
 ☐ Copy from prior application

The filing fee has been calculated as shown below:					
	No. Filed	No. Extra	Small Entity Rate	OR	Large Entity Rate
Basic Fee			\$ 385	OR	\$ 770
Total Claims	28 - 20	= *	x 9 = \$*	OR	x 18 = \$144
Independent Claims	3 - 3	= *	x 43 = \$*	OR	x 86 = \$0
Presence of Multiple Dependent Claim			+ 145	OR	+ 290
		TOTAL	\$	TOTAL	\$ 914.00
*If the difference is less than zero, enter "0"					

- ☐ A check in the amount of \$914.00 is enclosed.
- ☐ Cancel in this application claims _____ of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.

3. ☒ Amend the specification by inserting before the first line the sentence: --This is a ☒ Continuation ☐ Division of Application No. 10/612,279 filed July 1, 2003. The entire disclosure of the prior application is considered as being part of the disclosure of this application and is hereby incorporated by reference herein.--
4. ☐ Priority of foreign application(s) No. _____ filed _____ is claimed under 35 U.S.C. § 119. The certified copy was filed in prior Application No. _____ on _____.
5. ☐ The prior application is assigned of record to _____ recorded at Reel _____, Frame _____.
6. ☐ A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
7. ☐ An Information Disclosure Statement is enclosed.
8. ☐ Applicant(s) is/are entitled to small entity status in accordance with 37 CFR 1.27.
9. ☐ CD-ROM or CD-R in duplicate, and Compact Disc Transmittal are enclosed.
10. ☒ Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (nonpublication).
11. ☒ Address all future communications to:

John S. Parzych
Fredrikson & Byron, P.A.
4000 Pillsbury Center
200 South Sixth Street
Minneapolis, MN 55402-1425 USA

Respectfully submitted,



John S. Parzych
Registration No. 52,097

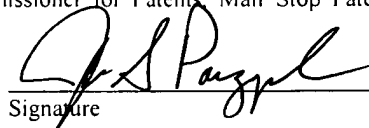
The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 06-1910.

CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EL 963530070 US. Date of Deposit: October 15, 2003. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, PO Box 1450, Alexandria, VA 22313-1450.

John S. Parzych

Name of Person Making Deposit


Signature

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 10739.51.33.2

BAUER, et al.

Application No.: *Filed Herewith.*

Examiner: *Unknown.*

Filed: *Filed Herewith*

Group Art Unit: *Unknown.*

For: MOTORCYCLE REAR FRAME MOUNTING SYSTEM

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

October 15, 2003
Date


Signature

John S. Parzych
Name

(612) 492-7000
Telephone Number

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b) the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the application **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**